

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF VERMONT

NATIONAL UNION FIRE INSURANCE)	
COMPANY OF PITTSBURGH, PA.,)	
)	
Plaintiff,)	Case No. 1:15-cv-113
)	
v.)	Hon. J. Garvan Murtha
)	
ENGELBERTH CONSTRUCTION, INC.,)	
)	
Defendant.)	
)	

STIPULATION OF DISMISSAL, WITHOUT PREJUDICE

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for plaintiff, National Union Fire Insurance Company of Pittsburgh, Pa. and defendant, Engelberth Construction, Inc. that:

1. All claims by plaintiff, National Union Fire Insurance Company of Pittsburgh, Pa., against defendant, Engelberth Construction, Inc., are dismissed, *without prejudice* and with right to refile; and,
2. All parties shall bear their own costs and attorneys' fees incurred in this action.

Dated: November 15, 2016

Respectfully submitted,

/s/ Gary R. Kupferer

Gary R. Kupferer
WEBBER, CHAPMAN & KUPFERER, LTD.
25 Washington Street
Rutland, VT 05701
kupferer@sover.net
Tel: (802) 773-9109

and

Matthew J. Fink
Joseph P. Lang
NICOLAIDES FINK THORPE
MICHAELIDES SULLIVAN LLP
10 S. Wacker Drive, Suite 2100
Chicago, IL 60606
Tel: (312) 585-1400
Fax: (312) 585-1501
mfink@nicolaidesllp.com
jlang@nicolaidesllp.com

***Counsel for Plaintiff National Union Fire
Insurance Company of Pittsburgh, Pa.***

/s/ Mark G. Hall

Mark G. Hall
PAUL FRANK & COLLINS PC
1 Church Street
PO Box 1307
Burlington, VT 05402-1307
Tel: (802) 658-2311
Fax: (802) 658-0042
Mhall@pfclaw.com

***Counsel for Defendant Engelberth
Construction, Inc.***